



TAHOE CHIROPRACTIC CLINIC

P.O. BOX 14487
3121 HARRISON AVENUE
SOUTH LAKE TAHOE, CA 96151
PHONE (916) 541-5660

THIS IS A COPY OF WHEN THE CCA GROUP TRIED TO MAKE A MOVE INTO NEVADA, AND WANTED TO CHARGE THE CHIROPRACTORS \$250.00 a year to treat Harvey's Casino employees plus a percentage for handling each claim. We turned it over to the Nevada Attorney Generals office who told them to take a hike:

NOTICE THE CCA MEMBERS: There were more involved, but some were so dumb they put their names on the list:

1. Dr. Joseph Berg.
2. Dr. James Holland.
3. Dr. Dennis McKown.

Plus others like Dr. Miner, Dr. Hemauer etc.

June 24, 1981

Dear Doctor:

This letter is to inform you that Harvey's Wagonwheel Hotel and Casino has terminated future group insurance coverage for chiropractic care effective June 30, 1981.

Fortunately, Harvey's management does recognize the benefits derived from chiropractic care for its employees and will continue to provide chiropractic care for its eligible employees (and dependents) through a newly formed private corporation who will contract with chiropractic doctors and totally administer claims review and adjudication. Harvey's will no longer be involved in the administration of chiropractic claims. Harvey's will be responsible for the direct and total payment of chiropractic fee's as a new employee benefit provided each such claim falls within those guidelines approved by Harvey's and Panel Doctor Administrators of Nevada (PDA).

Chiropractic doctors desirous of belonging to PDA will be accepted into membership upon payment of an annual membership fee of \$250.00 and completion of the enclosed questionnaire which in part, specifies most of the guidelines which are to be followed by all members of PDA of Nevada who wish to treat Harvey's personnel as part of this fully paid for Harvey's employee benefit program. And as long as each PDA doctor closely adheres to the spirit and intent of these guidelines membership will continue to be offered. Should any PDA doctor find the guidelines not acceptable membership will not be continued. PDA will refund the pro-rata portion of the initiation fee. Likewise, should PDA wish to terminate membership of any doctor with or without cause the same pro-rata formula of refunding would apply.

Upon receipt of the above fee and the completed questionnaire you will be contacted regarding a special formation meeting to be held Tuesday evening at 7PM, but only where the answers provided in the questionnaire are consistent with the contractual agreement with Harvey's. Where interested you may be selected to treat the several thousand individuals involved with Harvey's and other larger employers as similar relationships are explored and consummated. Should, following the meeting of June 30, 1981, membership not be wished or granted, your check for \$250.00 will be fully returned.

It is the interest of PLA of Nevada to become a highly professional, ethical and respected quality care provider of chiropractic services. The major financial benefit to its members will be the continuous referral of employees and their dependents to panel doctor offices. I urge you to thoroughly consider this opportunity and to join with PDA for a stronger more respected profession.

Sincerely yours,

Jeffrey K. Rahbeck
Corporate Counsel

PANEL DOCTORS ADMINISTRATORS, INC.

Incorporated in California and presently
in good standing

OFFICERS:

Secretary: Lenny Finneran
Treasurer: Roger Trail
President: Joseph A. Borg

DIRECTORS:

Joseph A. Borg
Thomas Finneran
Lenny Finneran
Lee R. Jones
Dennis R. McKown
Donald O. Latham
Roger Trail
James Holland
Eddie J. Braddock

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Rec. Review
Rec. Review

DR. MINE? is not named anywhere
in records

*But set it up & was going to
run it.*

ALL ABOVE INFORMATION AS OF 6/30/81



STATE OF NEVADA
OFFICE OF THE ATTORNEY GENERAL

CAPITOL COMPLEX
CARSON CITY 89710
(702) 885-4170

RICHARD H. BRYAN
ATTORNEY GENERAL

LARRY D. STRUVE
CHIEF DEPUTY ATTORNEY GENERAL

June 12, 1981

Richard G. Pugh
Co-Administrator
Joint Medical-Legal Screening Panels
Nevada State Medical Association
3660 Baker Lane
Reno, NV 89509

Re: AB 183, Repeal of NRS 41A.010-41A.095

Dear Mr. Pugh:

As you know, the just concluded 1981 Nevada Legislature repealed the provisions of law which establish the Joint Medical-Legal Screening Panels and the procedures relating thereto. The Washoe County Medical Society has recently inquired of this office as to the legal effect of this repeal on pending cases on the effective date of the repeal, which is July 1, 1981.

The Nevada Supreme Court in the case of French v. French, 91 Nev. 248, 533 P.2d 1357 (1975), in answering a similar question, stated:

"'. . .[I]f a statute giving a special remedy is repealed without a savings clause in favor of pending suits, all suits must stop where the repeal finds them.' South Carolina v. Gaillard, 101 U.S. 433 (1879)."

The decision in French appears to follow the general law on this subject as set forth in Sutherland, Statutory Construction (Sands, 4th ed.) §23.33, at p. 280:

"Since the effect of a repeal is to obliterate the statute and to destroy its effective operation in futuro . . ., any proceedings which have not culminated in a final judgment prior to the repeal are abated at the consummation of the repeal."

It is also significant, in our opinion, that in the pocket part to Sutherland's book on statutory construction, the editor has listed the decision in French v. French, supra, as additional authority under the footnote which accompanies the above-cited quotation.

COULD IN FRENCH. In the reference by such a well-known authority as Professor Sutherland, we are of the opinion that all pending cases before the Joint Medical-Legal Screening Panels which have not been brought to final decision before July 1, 1981 must be terminated without further proceedings by the panels, which lose all legal authority and jurisdiction with respect to such matters on July 1, 1981. Those cases and related documents should be returned to the parties involved with an explanation that the panels no longer have legal authority to hear such matters. In the event a voluntary screening panel procedure is reestablished, such parties may of course be invited to submit their cases to such voluntary procedures.

Existing law tolls the running of the statute of limitations in a medical malpractice case while such a matter is pending before a Joint Medical-Legal Screening Panel for determination. With the repeal of the statute that tolls the statute of limitations, normally the statute of limitations would again begin to run immediately. However, AB 183, section 16 thereof, provides as follows:

"The statute of limitations on any claim of malpractice which was pending before a medical-legal screening panel on the effective date of this act and was tolled under former NRS 41A.080 continues to be tolled for a period of 6 months after the effective date of this act."

When you return any undecided cases on July 1, 1981, to the parties involved therein, you should also advise them of the provisions of section 16 of AB 183 quoted above.

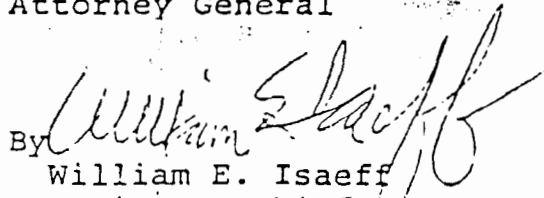
We would recommend that the widest possible publicity be given within both the medical and legal professions to the fact that the joint medical-legal screening panels law has been repealed effective July 1, 1981 and that no further cases will be heard after that date by the currently existing panels. In addition, publicity should be given to the extension of the tolling of the statute of limitations by section 16 of AB 183.

If you or any of your co-administrators have any questions concerning the above, or we may be of further assistance in this or other matters of mutual concern, please advise.

Sincerely,

RICHARD H. BRYAN
Attorney General

BY


William E. Isaeff
Assistant Chief Deputy
Civil Division

LAW OFFICES
McMORRIS & SUSICH

A PROFESSIONAL CORPORATION

STEVEN D. McMORRIS
J. THOMAS SUSICH

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STATELINE, NEVADA 89449

(702) 589-5442
(702) 883-8937
(702) 782-7952

July 2, 1981

George E. Worth, D.C.
P.O. Box 4310
South Lake Tahoe, California 95729

Re: Panel Doctors Administrators, Inc.

Dear George:

You will find enclosed the following:

1. Attorney General's opinion regarding the repeal of NRS 41A.010 - 41A.095.
2. List of Panel Doctors Administrators' officers and directors.
3. Statement.

If you need any further information concerning this matter, please do not hesitate to call me.

Kindest personal regards,


STEVEN D. McMORRIS

SDM:tc
Enclosures

PANEL DOCTORS ADMINISTRATORS INC

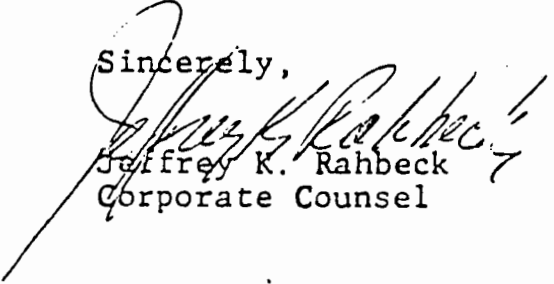
P.O. BOX 5566 - STATELINE, NEVADA 89449 (702) 588-5602

June 26, 1981

Dear Doctor:

Due to recent legislative action by the State of Nevada Harvey's will be continuing to provide chiropractic care as part of their standard group insurance contract issued by their group insurance carrier.

Sincerely,


Jeffrey K. Rahbeck
Corporate Counsel